

# MINUTES - CITY OF BEAUMONT

W.L. Pate, Jr., At-Large  
Dr. Alan B. Coleman, Ward I  
Audwin Samuel, Ward III  
Tyrone E. Cooper, City Attorney

**BECKY AMES, MAYOR**  
CITY COUNCIL MEETING  
May 13, 2014  
Kyle Hayes, City Manager

Gethrel Wright, Mayor Pro Tem  
Michael D. Getz, Ward II  
Jamie Smith, Ward IV  
Tina Broussard, City Clerk

The City Council of the City of Beaumont, Texas, met in a regular session on **May 13, 2014**, at the City Hall Council Chambers, 801 Main Street, Beaumont, Texas, at 1:30 p.m. to consider the following:

## OPENING

- \* Invocation                      Pledge of Allegiance                      Roll Call
- \* Presentations and Recognition
- \* Public Comment: Persons may speak on scheduled agenda items 1-3/Consent Agenda
- \* Consent Agenda

Mayor Ames called the council meeting to order at 1:30 p.m.

Pastor Harland Merriam of St. Andrews Presbyterian Church gave the invocation. Mayor Pro Tem Wright led the Pledge of Allegiance. Roll call was made by Tina Broussard, City Clerk.

Present at the meeting were Mayor Ames, Mayor Pro Tem Wright, Councilmembers Coleman, Getz, Pate and Smith. Absent: Councilmember Samuel. Also present were Kyle Hayes, City Manager; Tyrone Cooper, City Attorney; Tina Broussard, City Clerk.

**Councilmember Samuel was absent due to work.**

## Proclamations, Presentations, Recognitions

None

**Public Comment:** Persons may speak on scheduled agenda items 1-3/Consent Agenda.

None

## CONSENT AGENDA

- \* Approval of minutes - **May 6, 2014**
- \* Confirmation of committee appointments - **None**
- A) Approve a resolution accepting the donation of property for the Northwest Parkway Project – **Resolution 14 - 105**
- B) Approve a resolution approving the purchase of property for the Northwest Parkway Project – **Resolution 14 - 106**

Councilmember Getz moved to approve the Consent Agenda. Mayor Pro Tem Wright seconded the motion.

**AYES: MAYOR AMES, MAYOR PRO TEM WRIGHT, COUNCILMEMBERS COLEMAN, GETZ, PATE AND SMITH**

**NAYS: NONE**

**MOTION PASSED**

## **GENERAL BUSINESS**

1. Consider approving a resolution authorizing the City Manager to enter into a contract with the South East Texas Regional Planning Commission for the administration of Hurricane Ike disaster recovery funds.

As the result of the damage caused by Hurricane Ike, a variety of programs have been made available to aid in recovery. In prior funding rounds, the City has partnered with the Department of Housing and Urban Development, the Texas Department of Housing and Community Affairs, the Texas General Land Office and the South East Texas Regional Planning Commission to rebuild homes, purchase repetitively flooding properties, demolish damaged structures and repair and enhance a variety of city facilities.

In this latest round of funding, the City will contract with the Planning Commission to identify and properly condemn no more than four hundred fifty-five (455) damaged residential structures. The City will receive an administrative fee of \$250 for identifying, processing and condemning each structure. The Planning Commission will then be responsible for removing the structures in accordance with established City of Beaumont standards. The City will be required to file a lien on each property once the demolition is complete. Any paid liens will be returned to the Texas General Land Office.

Funds are available through this grant, with no required local match.

Councilmember Smith moved to **APPROVE A RESOLUTION THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO EXECUTE A CONTRACT WITH THE SOUTHEAST TEXAS REGIONAL PLANNING COMMISSION, FOR THE ADMINISTRATION OF HURRICANE IKE DISASTER RECOVERY FUNDS PROVIDED BY THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS CDBG DISASTER PROGRAM TO IDENTIFY AND PROPERLY CONDEMN NO MORE THAN FOUR HUNDRED FIFTY-FIVE (455) DAMAGED RESIDENTIAL STRUCTURES.** Mayor Pro Tem Wright seconded the motion.

**AYES: MAYOR AMES, MAYOR PRO TEM WRIGHT, COUNCILMEMBERS COLEMAN, GETZ, PATE AND SMITH**

**NAYS: NONE**

**MOTION PASSED**

### **Resolution 14 - 107**

2. Consider approving a resolution approving a contract with Moncla's, Inc. for the 2014 Summer Food Service Program.

The Summer Food Service Program, which is funded by the US Department of Agriculture and administered by the Texas Department of Agriculture (TDA), provides free, nutritious, and well-balanced meals for any child from one (1) to eighteen (18) years of age. This is the twenty-second year the Recreation Division has participated in the program. Last year 24,907 meals were delivered at a cost of \$2.92 per lunch for a total of \$72,728.44.

The 2014 program will begin on June 9, 2014 and continue through August 15, 2014. Lunches will be served Monday through Friday excluding the Independence Day holiday on July 4. Summer activities and games will be provided at each site before meals are served.

This year's program will provide lunches for forty-nine (49) days at a cost of \$2.90 per meal at nine (9) locations throughout the City including, Cathedral of Faith Baptist Church, Perlstein Park, Northridge Apartments, Points North Apartments, Magnolia Park, Alice Keith Park, Sprott Park, Roberts Park and Central Park.

Funds will come from the US Department of Agriculture.

Mayor Pro Tem Wright moved to **APPROVE A RESOLUTION THAT THE BID SUBMITTED BY MONCLA'S, INC., OF BEAUMONT, TEXAS, FOR THE SUMMER FOOD SERVICE PROGRAM ADMINISTERED THROUGH THE RECREATION DIVISION FOR AN ESTIMATED QUANTITY OF 19,649 LUNCHES SERVED IN THE BID AMOUNT OF \$2.90 PER LUNCH FOR AN ESTIMATED EXPENDITURE OF \$56,982.10 BE ACCEPTED BY THE CITY OF BEAUMONT.** Councilmember Smith seconded the motion.

**AYES: MAYOR AMES, MAYOR PRO TEM WRIGHT, COUNCILMEMBERS COLEMAN, GETZ, PATE AND SMITH**

**NAYS: NONE**

**MOTION PASSED**

### **Resolution 14 - 108**

3. Consider approving a resolution approving the award of a three-year contract to Patriot Security, Inc., of Nederland, for Security Guard and Event Staff Services.

Temporary staffing services are required by the Events Facilities Department for events held at various locations including the Civic Center, Julie Rogers and Jefferson Theaters, and the Event Centre. These temporary staff services include security guards, ushers, ticket takers, and temporary staff supervisors that aid in equipment and property security as well as citizen safety and enjoyment. Each event has a unique set of staffing requirements. Factors including location and type of event being held, the size of the expected crowd and event promoter's specific needs dictate the number of temporary staff positions to be filled as well as the number of hours to be worked at each event. Security guards are also utilized at City Hall, the Health Department and Municipal Court.

Bids were solicited from five (5) staffing and security companies. Two (2) companies responded with bids indicating the hourly rate for typical staff positions. The quoted hourly rates were applied to five (5) model events at various venues, as well as Security Guard positions within City departments. The contract has an option of two (2) one (1) year extensions with annual percentage increases of hourly rates based on the Consumer Price Index for all Urban Consumers (CPI-U) for the Houston-Galveston-Brazoria areas.

The cost of Security Guard and Event Staff services utilized within the Event Facilities Department are reimbursed by event promoters. Security Guard services utilized within City departments are funded in the General Fund.

Councilmember Pate moved to **APPROVE A RESOLUTION THAT THE BID SUBMITTED BY PATRIOT SECURITY, INC., OF NEDERLAND , TEXAS, FOR A THREE (3) YEAR CONTRACT FOR SECURITY GUARD AND EVENT STAFF SERVICES FOR THE EVENT FACILITIES DEPARTMENT FOR AN ESTIMATED ANNUAL AMOUNT OF \$290,494.74, BE ACCEPTED BY THE CITY OF BEAUMONT.** Councilmember Smith seconded the motion.

**AYES: MAYOR AMES, MAYOR PRO TEM WRIGHT, COUNCILMEMBERS COLEMAN, GETZ, PATE AND SMITH**

**NAYS: NONE**

**MOTION PASSED**

**Resolution 14 - 109**

## **WORK SESSION**

- \* Review and discuss a proposed Gaming Machine Ordinance

Sharae Reed, Senior Assistant City Attorney discussed the proposed gaming machine ordinance. The necessity of this ordinance is to protect the public safety, health and welfare of the citizens of the City of Beaumont. The City of Beaumont recognizes the Texas OCC Code Chapter 2153 provides facilities housing coin operated machines must be licensed by the State Comptroller of Public Accounts and comply with state regulations. Section 2153.421 of the Texas OCC Code specifically authorizes a municipality to impose an occupational tax on coin operated machines in this state. The Beaumont Police Department has discovered there are gaming sites within the city which operate in violation of state law providing for the permitting and licensing of coin operated machines in this state. The ordinance provisions will require gaming sites to conform to all zoning regulations and adhere to building and fire codes. It will assist in the deterrence of the unlawful sale, service and consumption of alcoholic beverages and gambling. The ordinance will not have a negative effect or impact on establishments that service children and families. It will enforce the compliance of all state and federal regulations relevant to the operations of a gaming site or gaming machine.

## **COUNCILMEMBER COMMENTS**

**COUNCILMEMBER COLEMAN -**

**ANNOUNCED THE WELLNESS CENTER'S KIDS-A-PALOOZA TRIATHLON ON SATURDAY, MAY 31, 2014, CO-SPONSORED BY THE GIRL SCOUTS, LET'S MOVE AND THE CITY OF BEAUMONT, THERE WILL BE GAMES AND SNACKS FOR THE RACERS AFTER THE TRIATHLON, NEXT TUESDAY THERE WILL BE A CHILDHOOD OBESITY PREVENTION MEETING, THOSE INVITED WILL BE SOUTH EAST TEXAS CITIES, SCHOOL DISTRICTS, HOSPITALS AND PEDIATRICIANS, THERE WILL BE A SPEAKER FROM AUSTIN, TEXAS WHO'S A NATIONAL SPEAKER ON CHILDHOOD OBESITY ISSUES, HE WILL SPEAK ABOUT THE**

CHANGES THAT HAPPEN IN A CHILD'S BODY, THE ROLE THE COMMUNITY HAS IN THIS ISSUE, AND HOW FAMILIES CAN MAKE CHANGES ON BETTER HEALTH CHOICES, BAPTIST HOSPITAL WILL BE PROVIDING THE MEETING SPACE AND LUNCH, CHRISTUS HOSPITAL AND SETMA WILL PROVIDE HONORARIUM FOR THE SPEAKER, ALSO ON THAT DAY REPRESENTATIVES WITH THE NATIONAL LEAGUE OF CITIES WILL BE IN THE CITY, THE DEPARTMENT OF HEALTH AND HUMAN SERVICES WILL THANK THE PARKS AND RECREATION DEPARTMENT AS WELL AS THE PUBLIC HEALTH DEPARTMENT FOR ALL OF THEIR HARD WORK

**COUNCILMEMBER GETZ -**

COMPLIMENTED THE POLICE DEPARTMENT FOR PROVIDING A SAFE ESCORT DURING THE MOONLIGHT BICYCLE RIDE, ANNOUNCED THE DOWLEN/WEST NEIGHBORHOOD ASSOCIATION MEETING ON TUESDAY, MAY 13, 2014, AT ROGERS PARK COMMUNITY CENTER AT 7:00 P.M., ASSISTANT DISTRICT ATTORNEY, COREY CRENSHAW WILL BE THE GUEST SPEAKER, HE WILL BE SPEAKING IN REGARDS TO THE SPECIAL TASK FORCE THAT HAS BEEN CREATED TO INVESTIGATE CORRUPTION IN SOME OF THE LOCAL PUBLIC ENTITIES

**MAYOR PRO TEM WRIGHT -**

SO PROUD OF EVERYTHING THAT IS BEING DONE FOR THE CITIZENS IN THE CITY OF BEAUMONT, ALSO ASKED THAT THE SIGN ON THE CORNER OF FANNIN ST. BE ILLUMINATED, AS WELL AS ILLUMINATING JEFFERSON ST. FROM FANNIN ST. TO THE EVENT CENTRE

**COUNCILMEMBER PATE -**

COMMENTED ON THE BOYS HAVEN CRAWFISH FESTIVAL THAT OCCURRED OVER THE WEEKEND, REMINDED EVERYONE OF LUNCH ON THE LAKE, ENCOURAGED ALL CITIZENS TO TAKE PART ON MONDAYS, THANKED EVERYONE THAT TOOK PART IN THE ELECTION PROCESS OVER THE WEEKEND, CONGRATULATED THE WINNERS IN THE LOCAL ELECTIONS, STATED THAT THERE WILL BE A RUN-OFF ELECTION ON MAY 27, 2014, EARLY VOTING STARTS MAY 19-23, 2014

**COUNCILMEMBER SMITH -**

STATED THAT EARLY VOTING FOR THE RUN-OFF ELECTION STARTS MAY 19-23, 2014 AND ELECTION DAY WILL BE MAY 27, 2014, GAVE A SHOUT OUT TO A NEW BUSINESS AT 4397 CALDER CALLED SPARKLE AND CHARMS, ANNOUNCED THAT ON MAY 16-18, 2014, THE BEAUMONT COMMUNITY PLAYERS WILL BE FEATURING THREE SHOWS OF DREAM GIRLS AT 4155 LAUREL, ON JUNE 7, 2014, THERE WILL BE A JAZZ FESTIVAL AT THE EVENT CENTRE, ASKED THAT PATRICK DONART, PUBLIC WORKS DIRECTOR, TAKE A LOOK AT CEDAR, WACO AND BLANCHETTE STREETS

**COUNCILMEMBER SAMUEL -**

**ABSENT**

**CITY ATTORNEY COOPER -** **NONE**

**CITY MANAGER HAYES -** **NONE**

**MAYOR AMES -** **NONE**

**Public Comments** (Persons are limited to three minutes)

**Pam French** **420 North MLK** **Beaumont TX**

Spoke regarding the gaming machine ordinance, stated she represents Jake Plaia and Plaia Inc., and anyone that is addressed in the ordinance relating to the gaming machines

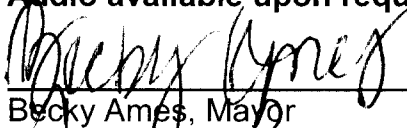
**John Leggett** **480 Magazine** **Beaumont TX**


Spoke in regards to Magazine St., stated that there is construction of a 24/7 machine shop that's being built about 150 ft. from their homes, he doesn't understand how this can be built so close to historical homes, stated that this is definitely going to affect the residents, there are three things that are going to happen, 1) noise; 2) traffic; 3) a big hole in the historic marker of these homes, this is his biggest concern, also stated that no one ever informed the citizens in the area that this construction project was going to be happening

Open session of meeting recessed at 2:12 p.m.

There being no action taken in Executive Session, Council adjourned.

**Audio available upon request in the City Clerk's Office**

  
Becky Ames, Mayor

  
Tina Broussard, City Clerk

